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United States District Court  
District of Massachusetts

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DAVID RIBEIRO, )  
Plaintiff ) ORDER ON APPLICATION  
v. ) TO PROCEED WITHOUT  
Defendants ) PREPAYMENT OF FEES  
DAVID S. USHER, et al., )  
Defendants ) Civil Action No. 04-30201-KPN

Having considered the application to proceed without prepayment of fees under 28 U.S.C. § 1915;

IT IS SO ORDERED that the application is:

GRANTED.

The clerk is directed to file the complaint.  
 IT IS FURTHER ORDERED that the clerk issue summons and the United States marshal serve a copy of the complaint, summons and this order upon the defendant(s) as directed by the plaintiff. All costs of service shall be advanced by the United States.

DENIED, for the following reasons:

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ENTERED on October 8, 2004.

/s/ Kenneth P. Neiman  
KENNETH P. NEIMAN  
U.S. Magistrate Judge